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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO
09/913,370	03/19/2002	Ronald Whyte	M0378/7000	9007
23628	7590 08/29/2003			
WOLF GREENFIELD & SACKS, PC FEDERAL RESERVE PLAZA 600 ATLANTIC AVENUE BOSTON, MA 02210-2211			EXAMINER	
			CRANE, DANIEL C	
			ART UNIT	PAPER NUMBER
			3725	/
			DATE MAILED: 08/29/2003	8

Please find below and/or attached an Office communication concerning this application or proceeding.

•			NK			
<del></del>		Application No.	Applicant(s)			
		09/913,370	WHYTE ET AL.			
Office Action Summary		Examiner	Art Unit			
		Daniel C Crane	3725			
	The MAILING DATE of this communication app	ears on the cover sheet with	the correspondence address			
Period fo	• •	/ IS SET TO EVOIDE 1 MOI	NTH/S) EDOM			
THE I - External after - If the - If NO - Failu - Any r	ORTENED STATUTORY PERIOD FOR REPLY MAILING DATE OF THIS COMMUNICATION. Insions of time may be available under the provisions of 37 CFR 1.13 SIX (6) MONTHS from the mailing date of this communication. period for reply specified above is less than thirty (30) days, a reply period for reply is specified above, the maximum statutory period were to reply within the set or extended period for reply will, by statute, eply received by the Office later than three months after the mailing and patent term adjustment. See 37 CFR 1.704(b).	36(a). In no event, however, may a repl within the statutory minimum of thirty ( iill apply and will expire SIX (6) MONTH cause the application to become ABAN	y be timely filed  30) days will be considered timely.  IS from the mailing date of this communication.  IDONED (35 U.S.C. § 133).			
1)	Responsive to communication(s) filed on	<u> </u>				
2a)□	This action is <b>FINAL</b> . 2b) Thi	s action is non-final.				
3)□	3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213.					
-	on of Claims					
•	Claim(s) 1-44 is/are pending in the application					
	4a) Of the above claim(s) is/are withdrav	vn from consideration.				
•	Claim(s) is/are allowed.					
6)□	Claim(s) is/are rejected.					
7)	Claim(s) is/are objected to.					
,	Claim(s) <u>1-44</u> are subject to restriction and/or e on Papers	election requirement.				
9)[	The specification is objected to by the Examiner	<b>:</b> .				
10)	The drawing(s) filed on is/are: a)☐ accep	eted or b) objected to by the	Examiner.			
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).						
11) ☐ The proposed drawing correction filed on is: a) ☐ approved b) ☐ disapproved by the Examiner.						
If approved, corrected drawings are required in reply to this Office action.						
12) 🗌 -	The oath or declaration is objected to by the Ex	aminer.				
Priority L	ınder 35 U.S.C. §§ 119 and 120					
13)⊠ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).						
a)[	☑ All b)☐ Some * c)☐ None of:					
	1. Certified copies of the priority documents	s have been received.				
	2. Certified copies of the priority documents	s have been received in App	olication No			
* S	3. Copies of the certified copies of the prior application from the International Bursee the attached detailed Office action for a list	reau (PCT Rule 17.2(a)).	_			
14)[] A	acknowledgment is made of a claim for domestic	priority under 35 U.S.C. §	119(e) (to a provisional application).			
	)  The translation of the foreign language pro Acknowledgment is made of a claim for domesti					
Attachmen	t(s)	_				
2) Notic	e of References Cited (PTO-892) e of Draftsperson's Patent Drawing Review (PTO-948) mation Disclosure Statement(s) (PTO-1449) Paper No(s)	5) Notice of Inf	mmary (PTO-413) Paper No(s)  ormal Patent Application (PTO-152)			

U.S. Patent and Trademark Office PTOL-326 (Rev. 04-01) Application/Control Number: 09/913,370

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## **DETAILED ACTION**

## RESTRICTION

Restriction is required under 35 U.S.C. 121 and 372.

This application contains the following inventions or groups of inventions which are not so linked as to form a single general inventive concept under PCT Rule 13.1.

In accordance with 37 CFR 1.499, applicant is required, in reply to this action, to elect a single invention to which the claims must be restricted.

**Group I, claims 1-19**, drawn to a swaging head having two or more swaging formations.

Group II, claims 20-29, drawn to a stop plate movable coupled to a swaging head.

**Group III**, claims 30-40, drawn to a clamping device split into at least three part-circular clamping segments.

Group IV, claims 41-44, drawn to a clamping device having a plurality of teeth.

Evidence of lack of unity exists because there is no common technical feature between the four groups. The special technical feature of Group I is a swaging head with at least two formations therein. The special technical feature of Group II is a swaging head for swaging an end of a tubular member with a stop at the other end of the tubular member. The special technical feature of Group III is a swaging apparatus having a clamping device for clamping a tubular member where the clamping member is at least three part circular clamping elements. The special technical feature of Group IV is a swaging apparatus having a clamping device composed of a plurality of teeth and grooves for clamping the tubular member.

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**ELECTION** 

Applicants are advised that the reply to this requirement to be complete must include an

election of the invention to be examined even though the requirement be traversed (37 CFR

1.143).

**INQUIRIES** 

Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Examiner D. Crane whose telephone number is (703) 308-1870.

The examiner's office hours are 6:30 AM - 5:00 PM, Tuesday through Friday. The examiner's

supervisor, Mr. Allen Ostrager, can be reached at (703) 308-3136.

Any inquiry of a general nature or relating to the status of this application should be

directed to the Group receptionist whose telephone number is (703) 308-1148.

Documents related to the instant application may be submitted directly to Group 3700 by

facsimile transmission at all times. Applicant(s) is(are) reminded to clearly mark any

transmission as "DRAFT" if it is not to be considered as an official response. The Group 3725

Facsimile Center number is (703) 305-3579.

**DCCrane** 

August 28, 2003

Daniel C. Crane

Primary Patent Examiner

Group Art Unit 3725